

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Buffalo Wild Wings, Inc.,
a Minnesota corporation,

Civil File No. 09-CV-01426 (JMR/SRN)

Plaintiff,

v.

Buffalo Wings & Rings, LLC,

Defendant.

**BUFFALO WILD WINGS' MOTION FOR
LEAVE TO AMEND AND TO SEEK PUNITIVE DAMAGES**

Plaintiff Buffalo Wild Wings, Inc. hereby moves the Court for an order for leave to amend its complaint to assert a claim that arose after the Court's November 1, 2009 deadline to amend pleadings and to seek punitive damages against Defendant Buffalo Wings & Rings, LLC. Attached hereto as Exhibit 1 is redlined copy of the proposed Second Amended Complaint and a "clean" copy of the proposed Second Amended Complaint is attached as Exhibit 2.

This motion is based on Rules 15 and 16 of the Federal Rules of Civil Procedure, Minn. Stat. § 549.20, the accompanying Memorandum in Support, the Declaration of Laura L. Myers, the arguments of counsel, and all of the files, records, and proceedings herein.

Dated: May 21, 2010

s/ Laura L. Myers

Lora M. Friedemann (#259615)

lfriedemann@fredlaw.com

Laura L. Myers (#387116)

lmyers@fredlaw.com

FREDRIKSON & BYRON, P.A.

200 South Sixth Street, Suite 4000

Minneapolis, MN 55402-1425

Telephone: (612) 492-7000

Facsimile: (612) 492-7077

Attorneys for Buffalo Wild Wings, Inc.